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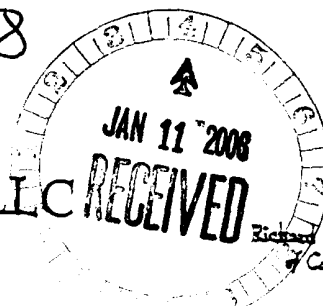
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January 11, 2006

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Re: STB Docket No. AB556 (Sub No. 2X)- Railroad Ventures, Inc. – Abandonment
Between Youngstown, OH and Darlington, PA in Mahoning and Columbiana Counties,
OH and Beaver County, PA

Vernon A. Williams, Secretary
Surface Transportation Board
1925 K Street, N.W.
Washington, DC 20423-0001

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Office of Proceedings

JAN 12 2006

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Public Record

Dear Secretary Williams:

At 5:44 p.m. January 10, 2006, Railroad Ventures, Inc. ("RVI") received a fax copy of CCPA/CCPR's Joint Reply to Motion to Compel Document Production. This Reply provides a substantive response to RVI's document production request pertaining to documents supporting CCPA/CCPR's additional expenses of \$149,872. CCPA/CCPR states that "all relevant documents pertaining to the repairs covered by the \$149,872 ... have been in RVI's possession for over a year ..." and "all relevant evidence was submitted to the Board with true copy to RVI in January 2005." From these admissions by counsel, RVI understands that CCPA/CCPR has no other relevant documentation with respect to the \$149,872 in additional expense for which it seeks reimbursement from RVI's escrow account.

RVI also sought document production related to the negotiation and sale of the former Y&S line as that transaction relates to the reimbursement or repayment of any funds provided by ORDC to CCPA as a consequence of or incident to that sale transaction or other payment arrangements. CCPA/CCPR's reply suggests that no such documents exist and asserts that "there is absolutely no connection between repairs for which RVI is responsible and the future sale of this line to Ohio Central." That assertion is belied by the Board's December 14, 2005 decision which waived the application of 49 C.F.R. §1115.3 based on "countervailing public interest considerations" that ORDC or Ohio taxpayers would be adversely impacted if they were required to assume the cost of RVI caused damages should CCPA be unable to repay the \$149,872 loaned by ORDC to CCPA. RVI has been able to obtain from other sources documentation related to these matters which establish that ORDC and Ohio taxpayers will not


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be adversely impacted. That evidence will be submitted for consideration by the Board in RVI's response on or before January 23, 2006.

Accordingly, RVI withdraws its Motion to Compel in light of CCPA/CCPR's representations that all its relevant documents have been produced with respect to the \$149,872 of expense and in order to avoid an unnecessary expenditure of Board staff time and resources with respect to these issues.

Very truly yours,

VUONO & GRAY, LLC


Richard R. Wilson, Esq.
Attorney for Railroad Ventures, Inc.

RRW/bab

xc: All Parties of Record
Railroad Ventures, Inc.